

## FARGO CITY COMMISSION AGENDA

Monday, July 12, 2021 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at [www.FargoND.gov/streaming](http://www.FargoND.gov/streaming). They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m. They are also included in the video archive at [www.FargoND.gov/citycommission](http://www.FargoND.gov/citycommission).

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, June 28, 2021; Special Meeting, July 1, 2021).

### **CONSENT AGENDA – APPROVE THE FOLLOWING:**

- 1. Waive requirement to receive and file an Ordinance one week prior to 1st reading and 1st reading of the following Ordinances:
  - a. Relating to Ordinances – Violation.
  - b. Relating to Unlawful for Minors to Enter Liquor or Beer Establishments.
- 2. 1st reading of an Ordinance Relating to Classification of Ordinance Violations (tobacco products to minors).
- 3. 2nd reading and final adoption of the following Ordinances; 1st reading, 6/28/21:
  - a. Rezoning Certain Parcels of Land Lying in Craigs Oak Grove Second Addition.
  - b. Relating to Boulevard Gardens.
- 4. Site Authorizations for Games of Chance:
  - a. Fraser Ltd. at Golf Addiction (amended).
  - b. Fraser Ltd. at Space Aliens.
- 5. Applications for Games of Chance:
  - a. Legacy Children's Foundation for a raffle on 8/16/21.
  - b. Sanford Health Foundation North for a raffle on 8/12/21.
  - c. Nativity Knights of Columbus for a raffle on 9/30/21.
  - d. River Keepers for a raffle on 8/7/21.
  - e. Fargo North High School for a calendar raffle from 8/9/21 to 5/28/22.
  - f. Fargo North High School for a calendar raffle from 11/24/21 to 2/13/22.
  - g. Knights of Columbus Fourth Degree Assembly 788 for a calendar raffle from 1/1/22 to 1/31/22.
  - h. Kringen Club Inc. for bingo from 7/1/21 to 6/30/22.
  - i. Villa Nazareth dba CHI Friendship for a raffle on 10/22/21.
  - j. YMCA of Cass and Clay Counties for a raffle on 8/3/21.
  - k. Benefit for Larry Larson for a raffle and raffle board on 7/14/21; Public Spirited Resolution.
- 6. Change Order No. 4 for an increase of \$65,105.40 for Project No. FM-16-A1.
- 7. Final Balancing Change Order No. 3 in the amount of \$363.65 for Project No. SL-20-A1.

8. Right of Way Use Agreement with Sigma Psi Housing, LLC and Construction Engineers, Inc.
9. Notice of Grant Award from the ND Department of Health for Regional Environmental Health Services.
10. Notice of Grant Award from the ND Department of Health for State Aid to Local Public Health Units.
11. Notice of Grant Award from the ND Department of Health for Public Health Emergency Preparedness and Response (CFDA #93.089).
12. Purchase of Service Agreement with Fargo Public School District for school years 2021-2024.
13. Notice of Grant Award with the North Dakota Department of Health for increasing immunization rates for local public health units (CFDA #93.268).
14. Collaboration funds in the amount of \$2,500.00 from the Bob Woodruff Foundation to the Fargo ND Cares Program.
15. Agreement – Contract Human Resources Manager with Melissa Lura.
16. Out-of-grade pay request for Chris Helmick and Matt Christianson at the Police Department retroactively effective 5/3/21.
17. Resolution Approving Plat of Thor Addition.
18. Contract and bond for the replacement of the Fire Alarm System at the FARGODOME (RFP21103).
19. Bills.
20. Change Order No. 1 for an increase of \$105,831.58 for Improvement District No. PR-21-G1.
21. Negative Final Balancing Change Order No. 3 in the amount of -\$43,573.13 for Improvement District No. BN-20-E1.
22. Negative Final Balancing Change Order No. 3 in the amount of -\$39,143.94 for Improvement District No. BN-20-F1.
23. Bid award for Improvement District No. AN-21-A1.
24. Contracts and bonds for Improvement District Nos. BN-21-H1, PR-21-F1 and SL-21-C1.

#### **REGULAR AGENDA:**

25. **RESIDENT COMMENTS (Fargo residents will be offered 2.5 minutes for comment with a maximum of 30 minutes total for all resident comments. Residents who would like to address the Commission, whether virtually or in person, must sign-up at [FargoND.gov/VirtualCommission](https://FargoND.gov/VirtualCommission)).**
26. **\*Public Input Opportunity\* - PUBLIC HEARINGS - 5:15 pm:**
  - a. Valley View Estates Second Addition (3604 through 3731 50th Street South); approval recommended by the Planning Commission on 4/6/21:

1. Zoning Change from SR-4, Single-Dwelling Residential, MR-1, Multi-Dwelling Residential and MR-2, Multi-Dwelling Residential with a C-O, Conditional Overlay to SR-4, Single-Dwelling Residential, SR-5, Single-Dwelling Residential and MR-1, Multi-Dwelling Residential.
  2. 1st reading of rezoning Ordinance.
  3. Plat of Valley View Estates Second Addition.
- b. Eagle Valley Fifth Addition (7401 and 7501 23rd Street South); approval recommended by the Planning Commission on 4/6/21:
1. Zoning Change from MR-2, Multi-Dwelling Residential and LC, Limited Commercial to LC, Limited Commercial with a C-O, Conditional Overlay and SR-4, Single-Dwelling Residential.
  2. 1st reading of rezoning Ordinance.
  3. Plat of Eagle Valley Fifth Addition.
- c. Plat of South Haven Second Addition a replat of Lots 21-32, South Haven Subdivision (2505, 2511, 2517, 2523, 2529, 2605, 2611, 2617, 2623, 2705, 2717 and 2729 65th Avenue South).
- d. Hearing on a dangerous building located at 305 University Drive South.
27. Update on the FM Area Diversion Project.
28. 2nd reading and final adoption of an Ordinance Relating to Classification of Ordinance Violations (Minor in Possession/Consumption of Alcohol).
29. Consider approval of Bankruptcy Plan of Purdue Pharma et al (City Attorney and City Opioid Litigation Counsel, Andrus Anderson LLP).
30. Final design recommendations for Improvement District No. BR-22-A1.
31. Adoption of a Resolution Establishing Reporting Requirements of the Fargo Police Department Related to Hate Crimes.
- a. Quarterly Report through June 2021.
32. Report from the Police and Fire Departments regarding fireworks.
33. Commissioner Gehrig would like to discuss City elections and the possibility of placing the following as questions on the 2022 Primary Election ballot:
- a. Implementation of a Ward System in Fargo.
  - b. Increase the number of Commissioners from 5 to 7.
  - c. Term limits – keep or remove, as well as a legal interpretation of term limits and how they affect a sitting Commissioner and/or a Mayoral seat after having possibly filled vacancies, to include a clear explanation of when current Commissioners terms are up.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310 at least 48 hours before the meeting to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo website at [www.FargoND.gov/citycommission](http://www.FargoND.gov/citycommission).